IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

TUESDAY, THE 7TH NOVEMBER 2006 / 16TH KARTHIKA 1928

Bail Appl..No. 6484 of 2006

CRIME NO.309/2006 OF KONNI POLICE STATION

PETITIONER/ACCUSED

VIMOD G.,
29 YEARS, S/O.LATE K.GOPINATHA PILLAI,
GOPI VILASAM, MANGARAM,
KONNI P.O.

BY ADV. SRI.V.PHILIP MATHEW

RESPONDENTS: STATE

STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 07/11/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 6484/2006

DATED THIS THE 7TH DAY OF NOVEMBER, 2006

O R D E R

The petitioner is the proprietor of a shop selling C.Ds (Compact Disks). However, without any licence or authority under the Copy Right Act, he had copied three C.Ds of a Tamil film "Vettayadu Vilayadu" and two C.Ds of "Thimiru", another Tamil film. The same had been recovered during the search, by the Sub Inspector of Konni Police Station, who registered crime No. 309/2006 of that police station. Hence the petitioner is before this Court, for a pre-arrest order.

2. The learned counsel submits that the recovery is complete and the petitioner is not required for further interrogation. The learned Public Prosecutor, on the other hand, submits that the interrogation of the petitioner is necessary for the completion of the investigation.

3. In the above facts situation, I direct the petitioner to surrender before the Investigating Officer,

who is investigating crime No.309/2006 of Konni police station, on 13.11.2006 at 10.00 a.m.

4. The Investigating Officer shall interrogate the petitioner and thereafter, produce him before the Court below, according to the law.

5. On production, the learned Magistrate shall allow the petitioner to be on bail, imposing such conditions, as are deemed necessary, so that the petitioner would be available before that Court, for facing the trial.

The application is disposed of as above.

J.M.JAMES
JUDGE

mrcs